

U.S. District Court
Eastern District of New York (Brooklyn)
CIVIL DOCKET FOR CASE #: 1:24-cv-00081-DG-JAM

Mulgrew et al v. United States Department of Transportation et al
Assigned to: Judge Diane Gujarati
Referred to: Magistrate Judge Joseph A. Marutollo
Cause: 42:4321 Review of Agency Action-Environment

Date Filed: 01/04/2024
Date Terminated: 02/23/2024
Jury Demand: None
Nature of Suit: 899 Other Statutes:
Administrative Procedures Act/Review or
Appeal of Agency Decision
Jurisdiction: U.S. Government Defendant

Plaintiff

Michael Mulgrew

represented by **Alan M. Klinger**
Steptoe LLP
1114 Avenue of the Americas
New York, NY 10036
212-378-7677
Email: aklinger@steptoe.com
ATTORNEY TO BE NOTICED

Plaintiff

AFL-CIO

represented by **Alan M. Klinger**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Vito J. Fossella

represented by **Alan M. Klinger**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Paul Caminiti

represented by **Alan M. Klinger**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Troy McGhie

represented by **Alan M. Klinger**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Martha Mazier

represented by **Alan M. Klinger**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Carly Bianchini

represented by

Alan M. Klinger
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Hannah Choi

represented by **Alan M. Klinger**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Frank Garcia

represented by **Alan M. Klinger**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Lindsey Lampf

represented by **Alan M. Klinger**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Kamillah Hanks
*individually and as New York City
Councilmember*

represented by **Alan M. Klinger**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Brian Maher
*individually and as New York State
Assemblyman*

represented by **Alan M. Klinger**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Jessica Scarcella–Spanton
individually and as New York State Senator

represented by **Alan M. Klinger**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

James Skoufis
individually and as New York State Senator

represented by **Alan M. Klinger**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Jaime Williams
*individually and as New York State
Assemblywoman*

represented by **Alan M. Klinger**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

David Weprin
*individually and as New York State
Assemblyman*

represented by **Alan M. Klinger**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

The A. Philip Randolph Institute

represented by **Alan M. Klinger**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Cliff Hagen

represented by **Alan M. Klinger**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

The Coalition Of Black Trade Unionists

represented by **Alan M. Klinger**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Michael Tannousis
*individually and as New York State
Assemblyman*

represented by **Alan M. Klinger**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Iwen Chu
individually and as New York State Senator

represented by **Alan M. Klinger**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Michael Reilly
*individually and as New York State
Assemblyman*

represented by **Alan M. Klinger**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Andrew J. Lanza
individually and as New York State Senator

represented by **Alan M. Klinger**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Christopher Eachus
*individually and as New York State
Assemblyman*

represented by **Alan M. Klinger**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

**The Labor Council For Latin American
Advancement**

represented by **Alan M. Klinger**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

David Carr
individually and as New York City Council

represented by **Alan M. Klinger**
(See above for address)

Member

ATTORNEY TO BE NOTICED

Plaintiff

Aileen Gunther
*individually and as New York State
Assemblywoman*

represented by **Alan M. Klinger**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Rob Rolison
individually and as New York State Senator

represented by **Alan M. Klinger**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Karl Brabenec
*individually and as New York State
Assemblyman*

represented by **Alan M. Klinger**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Monica Martinez
individually and as New York State Senator

represented by **Alan M. Klinger**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Joseph Borelli
*individually and as New York City Council
Member*

represented by **Alan M. Klinger**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Nicole Malliotakis
*individually and as United States
Congresswoman*

represented by **Alan M. Klinger**
(See above for address)
ATTORNEY TO BE NOTICED

V.

Defendant

United States Department of Transportation

represented by **Gregory Martin Cumming**
DOJ–Enrd
Natural Resources Section
150 M Street, N.E.
Washington, DC 20002
202–598–0414
Email: gregory.cumming@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Matthew Silverman
United States Attorney's Office, EDNY
Civil Division
271 Cadman Plaza East

7th Floor
Brooklyn, NY 11201
718-254-6409
Fax: 718-254-6081
Email: matthew.silverman@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Philip R. DePaul
United States Attorney's Office
Eastern District of New York
271 Cadman Plaza East
Brooklyn, NY 11201
718-254-7503
Email: philip.depaul@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Samantha G Peltz
DOJ-Enrd
Environment and Natural Resource Division
150 M Street NE
Washington, DC 20002
202-353-5959
Email: samantha.peltz@usdoj.gov
ATTORNEY TO BE NOTICED

Defendant

Federal Highway Administration

represented by **Gregory Martin Cumming**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Matthew Silverman
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Philip R. DePaul
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Samantha G Peltz
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Shailen Bhatt

represented by **Gregory Martin Cumming**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Matthew Silverman

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Philip R. DePaul

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Samantha G Peltz

(See above for address)

ATTORNEY TO BE NOTICED

Defendant

Richard J. Marquis

represented by **Gregory Martin Cumming**

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Matthew Silverman

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Philip R. DePaul

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Samantha G Peltz

(See above for address)

ATTORNEY TO BE NOTICED

Defendant

Metropolitan Transit Authority

represented by **Elizabeth Read Knauer**

Sive Paget & Riesel, P.C.

560 Lexington Avenue

15th floor

New York, NY 10022

212-421-2150

Fax: 212-421-1891

Email: eknauer@sprlaw.com

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Gabrielle Tenzer

Kaplan Hecker & Fink LLP

350 Fifth Avenue

63rd Floor

New York, NY 10118

212-763-0883

Fax: 212-564-0883

Email: gtenzer@kaplanhecker.com

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

John F. Nelson

Sive, Paget & Riesel P.C.

560 Lexington Ave

New York, NY 10022

212-421-2150

Email: jnelson@sprlaw.com

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Joshua Adam Matz

Kaplan Hecker & Fink LLP

1050 K Street NW

Suite 1040

Washington, DC 20001

929-294-2537

Email: jmatz@kaplanhecker.com

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Mark A. Chertok

Sive, Paget & Riesel, P.C.

560 Lexington Avenue

15th floor

New York, NY 10022

212-421-2150

Fax: 212-421-1891

Email: mchertok@sprlaw.com

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Roberta Ann Kaplan

Kaplan Hecker & Fink LLP

350 Fifth Avenue

63rd Floor

10118

New York, NY 10118

212-763-0883

Fax: 212-564-0883

Email: rkaplan@kaplanhecker.com

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Defendant

Triborough Bridge and Tunnel Authority

represented by **Elizabeth Read Knauer**

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Gabrielle Tenzer

(See above for address)

LEAD ATTORNEY
ATTORNEY TO BE NOTICED

John F. Nelson

(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Joshua Adam Matz

(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Mark A. Chertok

(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Roberta Ann Kaplan

(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

**New York State Department of
Transportation**

represented by **Andrew G. Frank**
 New York State Office of the Attorney General
 28 Liberty Street
 New York, NY 10005
 212-416-8271
 Fax: 212-416-6007
 Email: andrew.frank@ag.ny.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

**New York City Department of
Transportation**

represented by **Christian Chase Harned**
 Office of the Corporation Counsel
 Environmental Law Division
 100 Church Street
 Ste 6-127
 New York, NY 10007
 212-356-1676
 Email: chharned@law.nyc.gov
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
01/04/2024	<u>1</u>	COMPLAINT against All Defendants filing fee \$ 405, receipt number ANYEDC-17429524 Was the Disclosure Statement on Civil Cover Sheet completed -NO,, filed by CARLY BIANCHINI, AFL-CIO, MICHAEL MULGREW, MARTHA MAZIER, VITO J. FOSSELLA, FRANK GARCIA, HANNAH CHOI, PAUL CAMINITI, LINDSEY LAMPF, TROY McGHIE. (Attachments: # <u>1</u> Civil Cover Sheet) (Klinger, Alan) (Entered: 01/04/2024)

01/05/2024	<u>I 1</u>	Case Assigned to Judge Diane Gujarati and Magistrate Judge Joseph A. Marutollo. Please download and review the Individual Practices of the assigned Judges, located on our website . Attorneys are responsible for providing courtesy copies to judges where their Individual Practices require such. (KD) (Entered: 01/05/2024)
01/05/2024	<u>I 2</u>	Clerk's Notice Re: Consent. A United States Magistrate Judge has been assigned to this case and is available to conduct all proceedings. In accordance with Rule 73 of the Federal Rules of Civil Procedure, Local Rule 73.1, the parties are notified that if all parties consent, the assigned Magistrate Judge is available to conduct all proceedings in this action including a (jury or nonjury) trial and to order the entry of a final judgment. Attached to this Notice is a blank copy of the consent form that should be filled out, signed and filed electronically only if all parties wish to consent. Any party may withhold its consent without adverse substantive consequences. Do NOT return or file the consent unless all parties have signed the consent. The form may also be accessed at the following link: https://img.nyed.uscourts.gov/files/forms/MJConsentForm.pdf (KD) (Entered: 01/05/2024)
01/05/2024	<u>I 3</u>	This attorney case opening filing has been checked for quality control. See the attachment for corrections that were made, if any. Please refer to ALL Corrections made on this case SPECIFICALLY THE OTHER SECTION ON THIS QC FORM! (KD) (Entered: 01/05/2024)
01/05/2024	<u>I</u>	Your proposed summons was not issued for one of the following reasons: No summons provided, please submit summons. The event can be found under the event Other Documents – Proposed Summons/Civil Cover Sheet. Please correct and submit using Proposed Summons/Civil Cover Sheet. (KD) (Entered: 01/05/2024)
01/05/2024	<u>I 4</u>	SCHEDULING ORDER: An in-person initial conference will be held on February 16, 2024 at 11 a.m. in Courtroom 324 North before Magistrate Judge Joseph A. Marutollo. Plaintiffs shall file proof of service immediately and shall notify Defendants of the February 16, 2024 conference. The parties shall be prepared to discuss the timing of the filing of a certified administrative record at the conference. The parties are also directed to review this Court's Individual Practices and Rules in advance of the conference. Ordered by Magistrate Judge Joseph A. Marutollo on 1/5/2024. (EG) (Entered: 01/05/2024)
01/05/2024	<u>I 5</u>	Proposed Summons. by AFL–CIO, Carly Bianchini, Paul Caminiti, Hannah Choi, Vito J. Fossella, Frank Garcia, Lindsey Lampf, Martha Mazier, Troy McGhie, Michael Mulgrew (Attachments: # <u>1</u> Proposed Summons) (Klinger, Alan) (Entered: 01/05/2024)
01/08/2024	<u>I</u>	Your proposed summons was not issued for one of the following reasons: The full case caption must appear on the summons., Please correct and resubmit using Proposed Summons/Civil Cover Sheet. (IH) (Entered: 01/08/2024)
01/08/2024	<u>I 6</u>	Proposed Summons. by AFL–CIO, Carly Bianchini, Paul Caminiti, Hannah Choi, Vito J. Fossella, Frank Garcia, Lindsey Lampf, Martha Mazier, Troy McGhie, Michael Mulgrew (Attachments: # <u>1</u> Proposed Summons) (Klinger, Alan) (Entered: 01/08/2024)
01/10/2024	<u>I 7</u>	Summons Issued as to Shailen Bhatt, Federal Highway Administration, Richard J. Marquis, Metropolitan Transit Authority, New York City Department of Transportation, New York State Department of Transportation, Triborough Bridge and Tunnel Authority, United States Department of Transportation, U.S. Attorney and U.S. Attorney General (IH) (Entered: 01/10/2024)
01/24/2024	<u>I 8</u>	NOTICE of Appearance by Mark A. Chertok on behalf of Metropolitan Transit Authority, Triborough Bridge and Tunnel Authority (aty to be noticed) (Chertok, Mark) (Entered: 01/24/2024)

01/24/2024	<u>19</u>	NOTICE of Appearance by Elizabeth Read Knauer on behalf of Metropolitan Transit Authority, Triborough Bridge and Tunnel Authority (aty to be noticed) (Knauer, Elizabeth) (Entered: 01/24/2024)
01/25/2024	<u>10</u>	SUMMONS Returned Executed by Troy McGhie, Vito J. Fossella, AFL-CIO, Michael Mulgrew, Frank Garcia, Lindsey Lampf, Martha Mazier, Hannah Choi, Paul Caminiti, Carly Bianchini. Shailen Bhatt served on 1/22/2024, answer due 2/12/2024. (Klinger, Alan) (Entered: 01/25/2024)
01/25/2024	<u>11</u>	SUMMONS Returned Executed by Troy McGhie, Vito J. Fossella, AFL-CIO, Michael Mulgrew, Frank Garcia, Lindsey Lampf, Martha Mazier, Hannah Choi, Paul Caminiti, Carly Bianchini. Federal Highway Administration served on 1/22/2024, answer due 2/12/2024. (Klinger, Alan) (Entered: 01/25/2024)
01/25/2024	<u>12</u>	SUMMONS Returned Executed by Troy McGhie, Vito J. Fossella, AFL-CIO, Michael Mulgrew, Frank Garcia, Lindsey Lampf, Martha Mazier, Hannah Choi, Paul Caminiti, Carly Bianchini. Richard J. Marquis served on 1/22/2024, answer due 2/12/2024. (Klinger, Alan) (Entered: 01/25/2024)
01/25/2024	<u>13</u>	SUMMONS Returned Executed by Troy McGhie, Vito J. Fossella, AFL-CIO, Michael Mulgrew, Frank Garcia, Lindsey Lampf, Martha Mazier, Hannah Choi, Paul Caminiti, Carly Bianchini. Metropolitan Transit Authority served on 1/19/2024, answer due 2/9/2024. (Klinger, Alan) (Entered: 01/25/2024)
01/25/2024	<u>14</u>	SUMMONS Returned Executed by Troy McGhie, Vito J. Fossella, AFL-CIO, Michael Mulgrew, Frank Garcia, Lindsey Lampf, Martha Mazier, Hannah Choi, Paul Caminiti, Carly Bianchini. New York City Department of Transportation served on 1/23/2024, answer due 2/13/2024. (Klinger, Alan) (Entered: 01/25/2024)
01/25/2024	<u>15</u>	SUMMONS Returned Executed by Troy McGhie, Vito J. Fossella, AFL-CIO, Michael Mulgrew, Lindsey Lampf, Martha Mazier, Hannah Choi, Paul Caminiti, Carly Bianchini. New York City Department of Transportation served on 1/24/2024, answer due 2/14/2024. (Klinger, Alan) (Entered: 01/25/2024)
01/25/2024	<u>16</u>	SUMMONS Returned Executed by Troy McGhie, Vito J. Fossella, AFL-CIO, Michael Mulgrew, Frank Garcia, Lindsey Lampf, Martha Mazier, Hannah Choi, Paul Caminiti, Carly Bianchini. Triborough Bridge and Tunnel Authority served on 1/19/2024, answer due 2/9/2024. (Klinger, Alan) (Entered: 01/25/2024)
01/25/2024	<u>17</u>	SUMMONS Returned Executed by Troy McGhie, Vito J. Fossella, AFL-CIO, Michael Mulgrew, Frank Garcia, Lindsey Lampf, Martha Mazier, Hannah Choi, Paul Caminiti, Carly Bianchini. United States Department of Transportation served on 1/22/2024, answer due 3/22/2024. (Klinger, Alan) (Entered: 01/25/2024)
01/26/2024	<u>18</u>	NOTICE of Appearance by John F. Nelson on behalf of Metropolitan Transit Authority, Triborough Bridge and Tunnel Authority (aty to be noticed) (Nelson, John) (Entered: 01/26/2024)
01/26/2024	<u>19</u>	AMENDED COMPLAINT against All Defendants, filed by Vito J. Fossella, AFL-CIO, Michael Mulgrew, Lindsey Lampf, Troy McGhie, Frank Garcia, Martha Mazier, Hannah Choi, Paul Caminiti, Carly Bianchini, Kamillah Hanks, Brian Maher, Jessica Scarcella-Spanton, James Skoufis, Jaime Williams, David Weprin, The A. Philip Randolph Institute, Cliff Hagen, The Coalition Of Black Trade Unionists, Michael Tannousis, Iwen Chu, Michael Reilly, Andrew J. Lanza, Christopher Eachus, The Labor Council For Latin American Advancement, David Carr, Aileen Gunther, Rob Rolison, Karl Brabenec, Monica Martinez, Joseph Borelli, Nicole Malliotakis. (Klinger, Alan) (Entered: 01/26/2024)
01/29/2024	<u>20</u>	NOTICE of Appearance by Roberta Ann Kaplan on behalf of Metropolitan Transit Authority, Triborough Bridge and Tunnel Authority (aty to be noticed) (Kaplan, Roberta) (Entered: 01/29/2024)

		01/29/2024)
01/29/2024	<u>I 21</u>	NOTICE of Appearance by Joshua Adam Matz on behalf of Metropolitan Transit Authority, Triborough Bridge and Tunnel Authority (aty to be noticed) (Matz, Joshua) (Entered: 01/29/2024)
01/29/2024	<u>I 22</u>	NOTICE of Appearance by Gabrielle Tenzer on behalf of Metropolitan Transit Authority, Triborough Bridge and Tunnel Authority (aty to be noticed) (Tenzer, Gabrielle) (Entered: 01/29/2024)
02/01/2024	<u>I</u>	<p>ORDER – In advance of the February 16, 2024 initial conference, the parties shall file, by February 9, 2024, a joint letter setting forth each party's position regarding the following:</p> <p>(1) whether the parties are amenable to a settlement conference at this stage in the litigation in this case; and</p> <p>(2) whether the parties are amenable to a global settlement conference at this stage in the litigation. A global settlement conference would potentially include the parties in this case as well as the parties in the cases styled State of New Jersey v. United States Department of Transportation, No. 23–cv–3885 (D.N.J.); Sokolich v. United States Department of Transportation, No. 23–cv–21728 (D.N.J.), Chan v. United States Department of Transportation, No. 23–cv–10365 (S.D.N.Y.); and New Yorkers Against Congestion Pricing Tax v. United States Department of Transportation, No. 24–cv–367 (S.D.N.Y.).</p> <p>As noted in the Court's January 4, 2024 order, the parties are reminded that they shall be prepared to discuss the timing of the filing of a certified administrative record at the February 16, 2024 conference.</p> <p>Plaintiffs shall serve this order on any party that has been served but has not yet appeared in this action.</p> <p>Ordered by Magistrate Judge Joseph A. Marutollo on 2/1/2024. (JAM) (Entered: 02/01/2024)</p>
02/05/2024	<u>I</u>	ORDER: The in–person initial conference scheduled for February 16, 2024 at 11:00 a.m. will now be held in Courtroom 6D South before Magistrate Judge Joseph A. Marutollo. The parties are reminded to review this Court's Individual Practices and Rules in advance of the conference. Ordered by Magistrate Judge Joseph A. Marutollo on 2/5/2024. (EG) (Entered: 02/05/2024)
02/06/2024	<u>I 23</u>	NOTICE of Appearance by Christian Chase Harned on behalf of New York City Department of Transportation (aty to be noticed) (Harned, Christian) (Entered: 02/06/2024)
02/08/2024	<u>I 24</u>	NOTICE of Appearance by Gregory Martin Cumming on behalf of Shailen Bhatt, Federal Highway Administration, Richard J. Marquis, United States Department of Transportation (aty to be noticed) (Cumming, Gregory) (Entered: 02/08/2024)
02/08/2024	<u>I 25</u>	NOTICE of Appearance by Andrew G. Frank on behalf of New York State Department of Transportation (aty to be noticed) (Frank, Andrew) (Entered: 02/08/2024)
02/08/2024	<u>I 26</u>	NOTICE of Appearance by Philip R. DePaul on behalf of Shailen Bhatt, Federal Highway Administration, Richard J. Marquis, United States Department of Transportation (aty to be noticed) (DePaul, Philip) (Entered: 02/08/2024)
02/08/2024	<u>I 27</u>	Letter MOTION for pre motion conference <i>in anticipation of Federal Defendants' motion to dismiss all claims applicable to them in this action pursuant to Rule 12(b)(1) and (b)(6) of the Federal Rules of Civil Procedure</i> by Shailen Bhatt, Federal Highway Administration, Richard J. Marquis, United States Department of Transportation. (DePaul, Philip) (Entered: 02/08/2024)
02/08/2024	<u>I 28</u>	

		NOTICE of Appearance by Matthew Silverman on behalf of Shailen Bhatt, Federal Highway Administration, Richard J. Marquis, United States Department of Transportation (aty to be noticed) (Silverman, Matthew) (Entered: 02/08/2024)
02/08/2024	<u>I 29</u>	Letter MOTION for pre motion conference <i>in anticipation of New York State Department of Transportation's motion to dismiss all claims applicable to them in this action</i> by New York State Department of Transportation. (Frank, Andrew) (Entered: 02/08/2024)
02/08/2024	<u>I 30</u>	Letter MOTION for pre motion conference <i>seeking permission to file motion to dismiss</i> by Metropolitan Transit Authority, Triborough Bridge and Tunnel Authority. (Knauer, Elizabeth) (Entered: 02/08/2024)
02/09/2024	<u>I 31</u>	Letter <i>for pre-motion conference seeking permission to file motion to dismiss</i> by New York City Department of Transportation (Harned, Christian) (Entered: 02/09/2024)
02/09/2024	<u>I 32</u>	Letter by AFL-CIO, Carly Bianchini, Joseph Borelli, Karl Brabenec, Paul Caminiti, David Carr, Hannah Choi, Iwen Chu, Christopher Eachus, Vito J. Fossella, Frank Garcia, Aileen Gunther, Cliff Hagen, Kamillah Hanks, Lindsey Lampf, Andrew J. Lanza, Brian Maher, Nicole Malliotakis, Monica Martinez, Martha Mazier, Troy McGhie, Michael Mulgrew, Michael Reilly, Rob Rolison, Jessica Scarcella-Spanton, James Skoufis, Michael Tannousis, The A. Philip Randolph Institute, The Coalition Of Black Trade Unionists, The Labor Council For Latin American Advancement, David Weprin, Jaime Williams (Klinger, Alan) (Entered: 02/09/2024)
02/12/2024	<u>I 33</u>	NOTICE of Appearance by Samantha G Peltz on behalf of Shailen Bhatt, Federal Highway Administration, Richard J. Marquis, United States Department of Transportation (aty to be noticed) (Peltz, Samantha) (Entered: 02/12/2024)
02/12/2024	<u>I 34</u>	CERTIFICATE OF SERVICE by AFL-CIO, Carly Bianchini, Joseph Borelli, Karl Brabenec, Paul Caminiti, David Carr, Hannah Choi, Iwen Chu, Christopher Eachus, Vito J. Fossella, Frank Garcia, Aileen Gunther, Cliff Hagen, Kamillah Hanks, Lindsey Lampf, Andrew J. Lanza, Brian Maher, Nicole Malliotakis, Monica Martinez, Martha Mazier, Troy McGhie, Michael Mulgrew, Michael Reilly, Rob Rolison, Jessica Scarcella-Spanton, James Skoufis, Michael Tannousis, The A. Philip Randolph Institute, The Coalition Of Black Trade Unionists, The Labor Council For Latin American Advancement, David Weprin, Jaime Williams re <u>1</u> Complaint, (Klinger, Alan) (Entered: 02/12/2024)
02/12/2024	<u>I 35</u>	CERTIFICATE OF SERVICE by AFL-CIO, Carly Bianchini, Joseph Borelli, Karl Brabenec, Paul Caminiti, David Carr, Hannah Choi, Iwen Chu, Christopher Eachus, Vito J. Fossella, Frank Garcia, Aileen Gunther, Cliff Hagen, Kamillah Hanks, Lindsey Lampf, Andrew J. Lanza, Brian Maher, Nicole Malliotakis, Monica Martinez, Martha Mazier, Troy McGhie, Michael Mulgrew, Michael Reilly, Rob Rolison, Jessica Scarcella-Spanton, James Skoufis, Michael Tannousis, The A. Philip Randolph Institute, The Coalition Of Black Trade Unionists, The Labor Council For Latin American Advancement, David Weprin, Jaime Williams re <u>1</u> Complaint, (Klinger, Alan) (Entered: 02/12/2024)
02/14/2024	<u>I 36</u>	Letter to Magistrate Judge Marutollo re: <i>Friday Conference and Forthcoming Stipulation to Transfer Venue to the Southern District of New York</i> by Metropolitan Transit Authority, Triborough Bridge and Tunnel Authority (Kaplan, Roberta) (Entered: 02/14/2024)
02/14/2024	<u>I</u>	SCHEDULING ORDER: In light of the representations made in the February 14, 2024 letter <u>36</u> , the initial conference scheduled for February 16, 2024 is adjourned sine die. Plaintiffs' deadline to respond to Defendants' pre-motion conference letters is also adjourned sine die. The parties shall file a stipulation in which they agree to transfer this matter to the Southern District of New York by no later than February 20, 2024. Ordered by Magistrate Judge Joseph A. Marutollo on 2/14/2024. (JAM) (Entered: 02/14/2024)
02/15/2024	<u>I 37</u>	

		Letter <i>Regarding Transfer of Venue to the Southern District of New York</i> by Shailen Bhatt, Federal Highway Administration, Richard J. Marquis, United States Department of Transportation (DePaul, Philip) (Entered: 02/15/2024)
02/16/2024	<u>I</u> <u>38</u>	Letter <i>Response to Federal Defendants' Letter on Transfer</i> by Metropolitan Transit Authority, Triborough Bridge and Tunnel Authority (Attachments: # <u>1</u> Exhibit A) (Kaplan, Roberta) (Entered: 02/16/2024)
02/16/2024	<u>I</u> <u>39</u>	Letter by AFL–CIO, Carly Bianchini, Joseph Borelli, Karl Brabenec, Paul Caminiti, David Carr, Hannah Choi, Iwen Chu, Christopher Eachus, Vito J. Fossella, Frank Garcia, Aileen Gunther, Cliff Hagen, Kamillah Hanks, Lindsey Lampf, Andrew J. Lanza, Brian Maher, Nicole Malliotakis, Monica Martinez, Martha Mazier, Troy McGhie, Michael Mulgrew, Michael Reilly, Rob Rolison, Jessica Scarcella–Spanton, James Skoufis, Michael Tannousis, The A. Philip Randolph Institute, The Coalition Of Black Trade Unionists, The Labor Council For Latin American Advancement, David Weprin, Jaime Williams (Klinger, Alan) (Entered: 02/16/2024)
02/16/2024	<u>I</u> <u>40</u>	STIPULATION and [Proposed] Order to Transfer Case to the Southern District of New York Under 28 U.S.C. 1404(a) by Metropolitan Transit Authority, Triborough Bridge and Tunnel Authority (Kaplan, Roberta) (Entered: 02/16/2024)
02/17/2024	<u>I</u> <u>41</u>	ORDER re <u>40</u> – For the reasons stated in the attached Memorandum and Order, considerations of fairness, efficiency, and justice favor transferring this action to the Southern District of New York. The Clerk of Court is respectfully directed to transfer this case to the United States District Court for the Southern District of New York within seven days of the date of this Order, pursuant to Local Civil Rule 83.1. Ordered by Magistrate Judge Joseph A. Marutollo on 2/17/2024. (JAM) (Entered: 02/17/2024)
02/23/2024	<u>I</u>	Case transferred to Southern District of New York. Original file, certified copy of transfer order, and docket sheet sent. ALL FILINGS ARE TO BE MADE IN THE TRANSFER COURT, DO NOT DOCKET TO THIS CASE. (IH) (Entered: 02/23/2024)